

Brian Woolsey,	}	No. CV-21-02162-PHX-SPL
Petitioner,		
vs.		<b>ORDER</b>
David Shinn, et al.,	}	
Respondents.	}	

The parties did not file objections, which relieves the Court of its obligation to review the R&R.<sup>1</sup> See *Reyna-Tapia*, 328 F.3d at 1121; *Thomas v. Arn*, 474 U.S. 140, 149 (1985) (“[Section 636(b)(1)] does not . . . require any review at all . . . of any issue that is

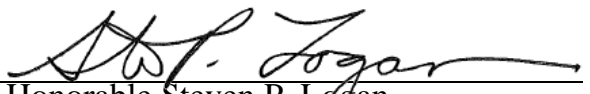
<sup>1</sup> Petitioner requested two extensions (Docs. 22, 24) which were granted (Docs. 23, 25). No objection, however, was filed on the docket.

not the subject of an objection.”); Fed. R. Civ. P. 72(b)(3) (“The district judge must determine de novo any part of the magistrate judge’s disposition that has been properly objected to.”). The Court has nonetheless reviewed the R&R and finds that it is well-taken. The Court will adopt the R&R and deny the Petition. *See* 28 U.S.C. § 636(b)(1) (stating that the district court “may accept, reject, or modify, in whole or in part, the findings or recommendations made by the magistrate”); Fed. R. Civ. P. 72(b)(3) (“The district judge may accept, reject, or modify the recommended disposition; receive further evidence; or return the matter to the magistrate judge with instructions.”). Accordingly,

**IT IS ORDERED:**

1. That Magistrate Judge Eileen S. Willett’s Report and Recommendation (Doc. 21) is **accepted** and **adopted** by the Court;
2. That Ground One and the first subsection of Ground Two of the Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2254 (Doc. 1) are **dismissed with prejudice** and the second subsection of Ground Two is **denied**;
3. The Petitioner’s request for an evidentiary hearing (Doc. 1 at 15) is **denied**;
4. That a certificate of appealability and leave to proceed *in forma pauperis* on appeal are **denied**; and
5. That the Clerk of Court shall **terminate** this action.

Dated this 5th day of December, 2022.

  
 Honorable Steven P. Logan  
 United States District Judge